

**CITY OF LOCKPORT**  
**CORPORATION PROCEEDINGS**

Lockport Municipal Building

Regular Meeting  
Official Record

March 21, 2018  
5:30 P.M.

Mayor Anne E. McCaffrey called the meeting to order.

**ROLL CALL**

The following Common Council members answered the roll call:

Aldermen Abbott, Devine, Eggert, Farrell, Oates, and Wohleben.

**MAYOR'S UPDATE**

**RECESS**

Recess for public input.

**032118.1**

**APPROVAL OF MINUTES**

On motion of Alderman Wohleben, seconded by Alderman \_\_\_\_\_, the minutes of the Regular Meeting of March 7, 2018 are hereby approved as printed in the Journal of Proceedings. Ayes \_\_\_\_\_. Carried.

**PUBLIC HEARING**

The Mayor announced a public hearing on the Public Employment Relations Board Fact Finding Report.

The Mayor asked the City Clerk if any petitions or communications relative to said Report have been received.

3/13/18      Dominic Luna, Labor Relations Specialist, CSEA – declined the Fact Finders report in its entirety.

Recess for public input.

The Mayor closed the public hearing.

## FROM THE MAYOR

### **Appointments:**

3/14/18 Under and by virtue of the authority conferred on me by the Charter of the City of Lockport, I, Anne McCaffrey, Mayor of the City of Lockport, do hereby make the following appointments:

### **Commissioner of Deeds:**

For the term of term of one year expiring on December 31, 2018

Scott Kiedrowski, 1253 Bowen Court, North Tonawanda, New York, 14120

3/7/18 David Sholk, 432 Willow Street, Lockport, NY – appointed as Water and Sewer Billing and Service Coordinator for the Water Department effective February 23, 2018. Said appointment is provisional and subject to the City of Lockport Municipal Civil Service Rules and Regulations.  
Received and filed.

3/7/18 Jennifer L. Torrey, 54 Regent Street, Lockport, NY – appointed as Senior Account Clerk for the Clerk's Office. Effective March 5, 2018. Said appointment is provisional and subject to the City of Lockport Municipal Civil Service Rules and Regulations.  
Received and filed.

3/7/18 Demetrius J. Grant, 102 Bridlewood Drive, Lockport, NY – appointed as Account Clerk for the Clerk's/Treasurer's Office effective March 5, 2018. Said appointment is provisional and subject to the City of Lockport Municipal Civil Service Rules and Regulations.  
Received and filed.

3/8/18 Andrew Rosenberg, 268 Genesee Street, Lockport, NY – appointed to the Zoning Board of Appeals. Said term expires November 15, 2020.  
Received and filed.

3/8/18 Sheila Tracy, 19 Grosvenor Street, Lockport, NY - appointed to the Zoning Board of Appeals. Said term expires November 15, 2020.  
Received and filed.

3/14/18 Jason Hunt, 644 Old Niagara Road, Lockport, NY – appointed as Senior Water and Sewer Maintenance Worker for Water Distribution Department effective March 12, 2018. Said appointment is provisional and subject to the City of Lockport Municipal Civil Service Rules and Regulations.  
Received and filed.

3/14/18 Mark P. Davis, Jr., 8464 ridge Road, Gasport, NY - appointed as Senior Water and Sewer Maintenance Worker for Water Distribution Department effective March 12, 2018. Said appointment is provisional and subject to the City of Lockport Municipal Civil Service Rules and Regulations.  
Received and filed.

**Resignations:**

**3/13/18** Larry Eggert – resigned as member of the Board of Directors of the Lockport Housing Authority effective April 1, 2018.  
Received and filed.

**FROM THE CITY CLERK**

The Clerk submitted payrolls, bills for services and expenses, and reported that the Department Heads submitted reports of labor performed in their departments.  
Referred to the Finance Committee.

**Communications** (which have been referred to the appropriate City officials)

**3/16/18** Richelle J. Pasceri, City clerk – notification that the Lockport Municipal Offices will be closed as follows in the month of March in observance of Good Friday

Friday, March 30

Garbage collection for Friday March 30 remains the same.

**3/13/18** Polla Milligan, Director of Marketing and Development, Niagara County SPCA – request permission to use Wide Waters to conduct the NCSPCA Hound Hike on August 19, 2018.

Referred to the Committee of the Whole

**Notice of Defect:**

Referred to the Director of Streets and Parks.

**Notice of Claim:**

**3/12/18** Susan Wolf, 2785 Albright Rd., Ransomville, NY -vs- City of Lockport  
Referred to the Corporation Counsel.

**3/8/18** Karen Kilbury-Mensch, 52 Ambelside Road, Lockport, NY.  
Referred to Corporation Counsel

**MOTIONS & RESOLUTIONS**

**032118.2**

By Alderman Wohleben:

Resolved, that the Mayor and City Clerk be authorized to issue orders in favor of the claimants for payrolls, bills, and services to be paid on March 22, 2018 as follows:

General Fund	Account #001	\$
Water Fund	Account #002	\$
Sewer Fund	Account #003	\$
Capital Projects	Account #004	\$
Refuse Fund	Account #012	\$
Self Insurance	Account #015	\$
Payroll	Pay Date 3/5/18	\$ 458,701.69

Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

**032118.3**

By Alderman Oates:

Resolved, that pursuant to the request of "Hair's to You", the Director of Streets and Parks be and the same is hereby authorized and directed to arrange for delivery of temporary no parking signs and traffic cones on Market Street in front of the Bewley Building on April 10, 2018.

Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

**032118.4**

By Alderman Wohleben:

Whereas, City of Lockport Police Station facilities, including supervisor's office and locker room, men's bathroom, and officers' locker room located at the basement of the Municipal Building were determined to be in need of renovation to replace furnishings and finishes that have reached the end of their service life; and

Whereas, the City prepared an application for an State and Municipal Facilities Program ("SAM") Grant to perform the required renovations and it was subsequently awarded a DASNY grant of \$200,000; and

Whereas, the City entered into agreement with Nussbaumer & Clarke, Inc. (Nussbaumer) for \$10,000 to develop plans and bid documents for the renovations; and

Whereas, the City advertised a Notice to Bidders and accepted bids from contractors on February 2, 2018, which were publically opened and read as follows: Walter S. Johnson Bldg. Co. \$187,710.00; R.B. Mac Construction Co. \$197,500.00; Sicoli Construction \$202,085.00; TELCO Construction \$210,400.00; and Willett Builders \$251,287.25; and

Whereas, Nussbaumer reviewed the contractor bids and references and recommends that the City awards the contract to the low bidder, Walter S. Johnson Building Company, including alternate bid item #1 for a total amount of \$187,710.00; now, therefore, be it

Resolved, that the Mayor, subject to Corporate Counsel approval, is hereby authorized to execute an Agreement with Walter S. Johnson Building Company, 6638 Mooradian Drive, Niagara Falls, New York 14302 in the amount of \$187,710.00. The total cost of the project \$197,710.00 which includes engineering fees and the cost of renovations will be funded with the \$200,000 awarded DASNY grant.

Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

**032118.5**

By Alderman Oates:

Being Prepared – Outwater Memorial Park Stone Shelter

Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

**032118.6**

By Alderman Devine:

Whereas, the emergency power generator at the City of Lockport Wastewater Treatment Plant is a critical component to ensure continuous proper treatment of the City's Wastewater; and

Whereas, the generator has reached the end of its service life and been determined by City staff and the City's consulting engineer that it must be replaced; and

Whereas, the City entered into agreement with Nussbaumer & Clarke, Inc. (Nussbaumer) for a not exceed fee of \$12,000 to develop plans and bid documents for the generator replacement; and

Whereas, the City publically advertised a Notice to Bidders and subsequently accepted bids from contractors on February 16, 2018 at 11:00 a.m. which were publically opened and read as follows: Frey Electric Const. Co. \$310,000.00; Ferguson Electric Const. Co. \$369,900.00; Weydman Electric Const. Co. \$382,945.00; CIR Electrical Const. Co. \$389,000.00; and O'Connell Electric Company, Inc. \$427,400.00; and

Whereas, Nussbaumer reviewed the contractor bids and references and recommends that the City award the contract to the low bidder, Frey Electric Construction Company, including all alternate bid items for a total amount of \$310,000.00; now, therefore, be it

Resolved, that the Mayor, subject to Corporate Counsel approval, is hereby authorized to execute an Agreement with Frey Electric Construction Company, Inc., 100 Pearce Avenue, Tonawanda, NY 14150 in the amount of \$310,000.00. The total cost of the project \$322,000.00, which includes engineering fees, will be funded with Capital Projects.

Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

**032118.7**

By Alderman Eggert:

Being Prepared- Establish Standard Work Day for Elected and Appointed Officials

Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

**032118.8**

By Alderman Farrell:

Resolved, that pursuant to their request, permission is hereby granted to Events and Planning Committee to conduct an Easter egg hunt on Saturday, March 31, 2018 beginning at 12:00 p.m. at Outwater Park, and be it further

Resolved, that the Director of Streets and Parks is hereby authorized and directed to arrange for delivery of barricades to the area prior to the event.

Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

**032118.9**

By Alderman Devine:

Whereas, The City of Lockport is contemplating replacement of an approximately two-mile segment of its Raw Water Supply Main and replacement of approximately 2000 feet of the 24-inch water main parallel to the Raw Water Supply Main on Summit Street; and

Whereas, The City previously determined that the proposed two-mile replacement of the Raw Water Supply Main is a Type II action pursuant to NYCRR 617.5(c)(1) as defined under SEQR; considered Parts 1, 2 and 3 of the Full Environmental Assessment Form prepared for this action; declared itself as Lead Agency for the Raw Water Supply Main Replacement Project, and issued a Negative Declaration for the work on the Raw Water Supply Main; and

Whereas, it was subsequently determined that a 2000-foot section of the 24-inch water main on Summit Street is in deteriorated condition and likely to fail as a result of the work required to replace the Raw Water Supply Main; and

Whereas, The City intends to replace the 24-inch water main on Summit Street and has amended the previous SEQR forms to consider the impacts of replacing the 24-inch water main as part of the project, now therefore be it

Resolved, that the City of Lockport declares that based on the amended Full Environmental Assessment Form which has been prepared, the project will result in no significant environmental impacts and, therefore, a Negative Declaration under SEQR is issued for this project to replace the two-mile segment of the Raw Water Supply Main and the parallel 24-inch water main on Summit Street.

Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

**032118.10**

By Alderman Oates:

Resolved, that pursuant to their request, the Niagara County SPCA be and the same is hereby given permission to use Nelson C. Goehle Park (Wide Waters) for the NCSPCA Hound Hike on Saturday, August 19, 2018, and be it further

Resolved, that the Director of Streets and Parks is authorized and directed to arrange to deliver refuse containers to the area prior to the said event.

Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

**032118.11**

By Alderman Wohleben:

Being Prepared – electric building stabilization

Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

**032118.12**

By Alderman Eggert:

Being Prepared – Tech services

Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

**032118.13**

By Alderman Wohleben:

Being Prepared – Bond Ordinance  
Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

**032118.14**

By Alderman Oates:

Resolved, that pursuant to their request, permission is hereby granted to Groff's Tavern to barricade Union Street from Washburn Street to Ann Street on July 7, 2018 for a fundraising event from 10:00 a.m. – 8:00 p.m. and be it further

Resolved, that the Director of Streets and Parks be and the same is hereby authorized and directed to arrange for delivery barricades and refuse containers to said area prior to said event.

Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

**032118.15**

By Alderman Farrell:

Being Prepared - Microenterprise

Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

**032118.**

**ADJOURNMENT**

At \_\_\_\_\_ P.M. Alderman Wohleben moved the Common Council be adjourned until 5:30 P.M., Wednesday, April 11, 2018.

Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

RICHELLE J. PASCERI  
City Clerk